

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Yukoh HIEI et al.

Application No.: 10/089,695

Confirmation No.: 5501

Filed: May 21, 2002

Art Unit: 1638

For: METHOD OF IMPROVING GENE TRANSFER Examiner: C. K. Worley
EFFICIENCY INTO PLANT CELLS

LETTER TO EXAMINER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

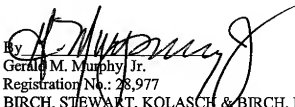
Sir:

In our Supplemental Response dated October 24, 2008, we filed a Declaration Under 37 C.F.R. § 1.132 by Yukoh Hiei. The Supplemental Response was electronically filed with the USPTO, and the Declaration was submitted in color. However, we noticed on the USPTO's Private Pair system that the Declaration was converted to black and white images. If the Examiner finds it necessary to see the colored version of the Declaration in order to fully understand the Declaration, the Examiner is invited to contact Gerald M. Murphy, Jr., Reg. No. 28,977, at the telephone number of the undersigned below, in order to discuss the best way for the Examiner to obtain a colored version of the Declaration.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Dated: **OCT 27 2008**

Respectfully submitted,


By Gerald M. Murphy Jr.
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